

PATENT APPLICATION
Attorney's Docket No. 4164-272

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Keith W. Atkinson and Jeff Fiegel

Serial No. 10/723,375

Examiner:

Not Yet Assigned

Filed: November 25, 2003

Group Art Unit:

2681

For: **MOBILE DATA ACCESS**

Confirmation No. 8007

CENTRAL REGISTER

JAN 11 2005

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450PETITION TO CLAIM BENEFIT UNDER 35 U.S.C. 119(e)
OF PRIOR FILED PROVISIONAL APPLICATION
(37 C.F.R. 1.78(a)(6))

1. Applicant hereby petitions, in accordance with § 1.78(a)(6), to claim the benefit, for this application under 35 U.S.C. 119(e) of the following prior provisional applications:

Provisional application No. 60/477,664, filed June 10, 2003

Provisional application No. 60/439,084, filed January 8, 2003

2. Applicant recently discovered there was a typographical error in one of the provisional application numbers from which this application claimed priority. As submitted in the oath and preliminary amendment filed with this application, the number appeared as 60/477,644, but it should have been 60/477,664, which appears on the accompanying preliminary amendment and supplemental oath. Applicant states that the entire delay between the date the claim for the benefit of the earlier application was due under paragraph (a)(5)(i) of 37 C.F.R. § 1.78 and the date this claim is filed was unintentional.
3. Applicant hereby submits with this Petition an executed Supplemental Combined Declaration and Power of Attorney and preliminary amendment with the correct provisional application numbers.

01/12/2005 BBONNER 00000001 131703 10723375
Sale Ref: 00000003 DA# 131703 10723375
01 FC:1453 170.00 DA 1330.00 DP


4. The surcharge fee set forth in § 1.17(t), required by 37 C.F.R. 1.71(a)(6)(ii), is paid as follows:

Authorization is hereby made to charge the amount to credit card as shown on the attached credit card information authorization form PTO-2038 in the amount of \$1,330.00. Any deficiency or overpayment should be charged or credited to deposit account number 13-1703.

Customer No. 20575

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.


Alan T. McCollom
Reg. No. 28,881

MARGER JOHNSON & McCOLLOM, P.C.
1030 SW Morrison Street
Portland, OR 97205
503-222-3613

